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Dated: June 8, 2009 Signature: [Signature]

(Kevin M. Kocun)

EXPEDITED PROCEDURE

Group Art Unit: 3775

Docket No.: SPINE 3.0-455 CIP CONT V

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: :
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Zubok et al. :
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Application No.: 10/781,484 : Group Art Unit: 3775
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Filed: February 18, 2004 : Examiner: N. W. Woodall
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:
For: INSTRUMENTATION AND METHODS FOR :
USE IN IMPLANTING A CERVICALDISC :
REPLACEMENTDEVICE x

AMENDMENT UNDER 37 CFR § 1.116

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

In response to the Official Action dated February 17, 2009, finally rejecting claims 1-6 and 33-38, please amend the above-identified U.S. patent application as follows: